

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
TACOMA DIVISION

ROBERT WHITE,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Civil No. 3:22-CV-05115-MAT

ORDER

Based on the stipulation of the parties (Dkt. 16), it is ORDERED that the Commissioner's decision in regard to Plaintiff's application for a period of disability and disability insurance benefits under Title II of the Social Security Act be REVERSED and REMANDED to the Acting Commissioner of Social Security for further administrative proceedings. On remand, the Appeals Council will instruct the Administrative Law Judge to reconsider consider the opinion evidence; obtain medical expert evidence to reassess whether Plaintiff's impairments singly or combined met or equaled a listing; as appropriate, reassess Plaintiff's residual functional capacity; as needed obtain vocational expert evidence to make a new Step 5 finding; and issue a new decision on the issue of Plaintiff's disability through his date last insured.

IT IS FURTHER ORDERED that the Clerk will enter judgment pursuant to this order.

1 This remand should be made pursuant to sentence four of 42 U.S.C. § 405(g), and  
2 Plaintiff should be entitled to reasonable attorney fees and costs, pursuant to 28 U.S.C.  
3 § 2412(d), upon proper request to this Court.

4 DATED this 11th day of July, 2022.

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7 MARY ALICE THEILER  
United States Magistrate Judge

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10 Presented by:

11 s/ Justin L. Martin  
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